

ASSIGNED

Serial No. 58170

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. -OCT--2-1992 NEW PRIORITY DATE: DEC 5 1994

Returned to applicant for correction.

Corrected application filed. Map filed JAN 7 1993 under 58165The applicant Marvin V. Dye and Kathleen M. Dye120 Penrose of Yerington
Street and No. or P.O. Box No. City or TownNevada 89447 hereby make application for permission to change the
State and Zip Code No.Point of Diversion, manner and place of use of a portion
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under 50520
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.1. The source of water is underground
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 0.026 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for commercial and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point sw $\frac{1}{4}$ sw $\frac{1}{4}$, Sec.3, T.14N., R.25E.,
Describe as being within a 40-acre subdivision of public survey and by course and M.D.B.&M. or at a point from which the sw cor. of said Sec. 3 bears distance to a section corner. If on unsurveyed land, it should be stated.
S65°39'39"W, a distance of 261.05 feet.6. The existing permitted point of diversion is located within se $\frac{1}{4}$ se $\frac{1}{4}$, Sec.3, T.14N., R.25E.
If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the sw cor. of said Sec. 3 bears
S88°48'30"W, a distance of 5241 feet.7. Proposed place of use sw $\frac{1}{4}$ sw $\frac{1}{4}$ sw $\frac{1}{4}$, Sec.3, T.14N. R.25E., M.D.B.&M. (2.08ac)
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use sw $\frac{1}{4}$ ne $\frac{1}{4}$ sw $\frac{1}{4}$, Sec. 2, T.14N., R.25E., M.D.B.&M. (2.08 ac)
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump, and dsistribution system
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.12. Estimated cost of works \$25,000.0013. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water to be used for a plant nursery

By s/ Susan Elliott/agent

P.O. Box 130
Smith, NV 89430

Compared gkl/jv ab/vw

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 50520 is issued subject to the terms and conditions imposed in said Permit 50520 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If this permit is cancelled or withdrawn, the water reverts to the source and not the base right.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.026 cubic feet per second, but not to exceed 8.32

acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... August 20, 1994

Proof of completion of work shall be filed before..... September 20, 1994

Application of water to beneficial use shall be made on or before..... August 20, 1995

Proof of the application of water to beneficial use shall be filed on or before..... September 20, 1995

Map in support of proof of beneficial use shall be filed on or before..... September 20, 1995

Completion of work filed..... FEB 22 1995

Proof of beneficial use filed..... JUL 25 1996

Cultural map filed.....

Certificate No. 14473 Issued DEC - 2 1996

CANCELLED DEC 05 1994 BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Michael Turnipseed P.E. STATE ENGINEER

Canc. Rescinded 2-2-95

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 6th day of April

A.D. 1994

Michael Turnipseed P.E.
State Engineer